

HONORABLE RICARDO S. MARTINEZ

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

WILLIAM HEATHCOTE individually and on
behalf of all others similarly situated,

Plaintiff,

v.

SPINX GAMES LIMITED, GRANDE
GAMES LIMITED, and BEIJING BOLE
TECHNOLOGY CO., LTD.,

Defendants.

Case No. 2:20-cv-01310-RSM

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION FOR
TEMPORARY RESTRAINING ORDER**

This matter came before the Court on the Motion of William Heathcote for a Temporary Restraining Order. Having considered the motion and any responses, as well as the pleadings and the filings in this matter, the Court ORDERS:

TEMPORARY RESTRAINING ORDER

1. This Order is necessary to affect a return to the status quo while the Court investigates the implementation of the revised Terms of Use and accompanying pop-up notice in Defendants' casino games. Plaintiff has shown both that he is likely to succeed on the merits of his argument that the revised Terms of Use and pop-up notice were misleading communications to putative class members, and that he will suffer irreparable harm if Defendants continue to

1 disseminate misleading information to putative class members. The balance of equities and
2 public interest also favor issuance of this Order.

3 2. SpinX Games Limited, Grande Games Limited, and Beijing Bole Technology
4 Co., Ltd. (collectively, “Defendants”) shall cease all dissemination of the pop-up notification
5 regarding their casino games’, including, but not limited to, “Cash Frenzy™ Casino – Free Slots
6 Games,” and “Vegas Slots – Casino Slots,” Terms of Use that they began displaying on or about
7 April 5, 2021, or any similar communication.

8 3. Defendants shall cease the dissemination of the revised Terms of Use dated
9 February 8, 2021. Defendants may, if they choose, display the Terms of Use that appeared
10 immediately before the February 8, 2021 change in the same location, provided they do not refer
11 to this litigation.

12 4. Defendants and their counsel, if any, shall not communicate with putative class
13 members regarding any arbitration provision or the effect of any such provision on putative class
14 members’ ability to participate in this lawsuit.

15 5. Plaintiff shall not be required to post security.

16 6. This temporary restraining order shall expire in 14 days unless extended by order
17 of the Court.

18
19 Dated this day ____ of ____, 2021.

20
21 _____
The Honorable Ricardo S. Martinez